

Our Docket No: 42P11816

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



Here Application of:

Eric C. Hannah

Application No.: 09/966,024

Filed: September 28, 2001

For: Fast Secondary Structure Discovery
Method for Protein Folding

Examiner: Not Yet Assigned

Art Group: 1645

PETITION TO WITHDRAW INAPPROPRIATE ABANDONMENT OF
APPLICATION UNDER 37 C.F.R. 1.182

Mail Stop: Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
Sir:

Applicants respectfully submit that the abandonment of the above-identified patent application is inappropriate. Here are the facts that support this submission. Initially, Applicant received an Office Action that was mailed on 09/30/2003. Applicant filed an Amendment/Response to said Office Action on 10/22/2003. Applicant received a stamped copy of the return receipt postcard that listed the Amendment. The postcard was stamped as received on 10/27/2003. Apparently, the Amendment/Response was inappropriately processed at the U.S.P.T.O.

FIRST CLASS CERTIFICATE OF MAILING

I hereby certify that I am causing the above-referenced correspondence to be deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and that this paper or fee has been addressed to the Commissioner, Patents, P.O. Box 1450, Alexandria VA 2231-1450

July 13, 2005

Date of Deposit

Krista Mathieson

Name of Person Mailing Correspondence

Krista Mathieson

Signature

July 13, 2005

Date

07/18/2005 HUUONG1 00000028 09966024

01 FC:1462 270.00 DA 130.00 DP

Attorney Docket No. 42P11816
Application No. 09/966,024

07/18/2005 HUUONG1 00000028 022666 09966024
01 FC:1462 270.00 DA 130.00 DP

The Examiner mailed a Notice of Abandonment on 04/19/2005 stating that a reply to the Office Action mailed on 09/30/2003 was not filed. As stated above, this is not correct.

As evidence, Applicants enclose herewith a copy of the Amendment/Response that was filed and a copy of the corresponding stamped postcard. The stamped postcard is evidence that the Amendment/Response was filed by Applicant and received by the U.S.P.T.O. Accordingly, the abandonment of the above-identified patent application is inappropriate and should be withdrawn.

Petition Fees (37 C.F.R. § 1.17(h))

The fee set forth in §1.17(h), as required by 37 C.F.R. § 1.182(a), is paid as follows:

X Attached is a check in the amount of \$ 130.00 for payment of the petition.

Charge Our Deposit Account

Please charge any shortage to our Deposit Account No. 02-2666.

Respectfully submitted,
BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

Date: 7/13/05

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